

**PATENT**  
Attorney Docket No.: A-67279-1/RFT/RMS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

HORWITZ

Serial No.: 09/186,771

Filed: November 5, 1998

For: Use of Cytokines and Mitogens to  
Inhibit Pathological Immune Responses

) Examiner: Not Assigned

) Group Art Unit: 1614

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including listed enclosures, is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, **BOX MISSING PARTS**, Washington, DC 20231 on May 26, 1999.

Signed: \_\_\_\_\_

Gail A. Clark

**RESPONSE TO NOTICE TO FILE MISSING PARTS**  
*Filing Date Granted*

Assistant Commissioner for Patents  
BOX MISSING PARTS  
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application, *Filing Date Granted*, mailed November 27, 1998, enclosed are the following documents:

- 1) A copy of the Notice to File Missing Parts of Application, *Filing Date Granted*, Form PTO-1533);
- 2) Declaration and Power of Attorney for Patent Application;
- 3) Verified Statement (Declaration) Claiming Small Entity Status;
- 4) Power of Attorney by Assignee;
- 6) Check totaling \$1,140.00 covering the filing fee and surcharge for filing the fee on a date later than the filing date (\$395.00/filing fee; \$65.00/surcharge); four-month extension fee (\$680.00); and

Serial No.: 09/186,771  
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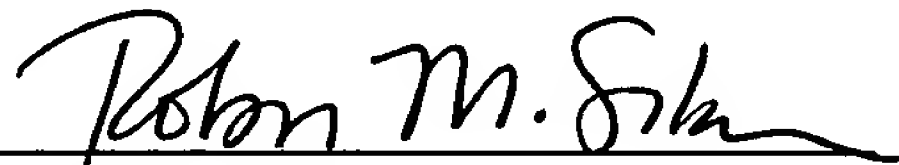
5) Return postcard.

The Assistant Commissioner is hereby authorized to charge any additional fees, including extensions, or credit any overpayment to Deposit Account 03-1600 (File A-67279-1/RFT/RMS).

Respectfully submitted,

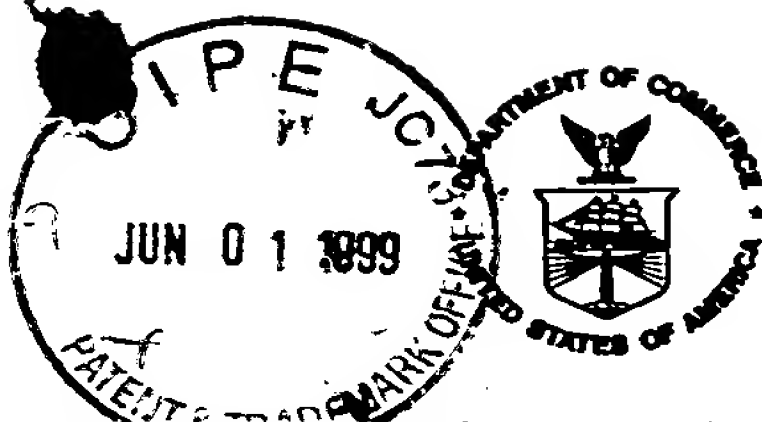
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By



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617052



UNITED STATES DEPARTMENT OF COMMERCE  
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Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
**Filing Date Granted**

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 920.

- ☒ 1. The statutory basic filing fee is:
- ☒ missing.
  - ☐ insufficient.
- Applicant must submit \$ 790 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- ☐ 2. Additional claim fees of \$ \_\_\_\_\_, including any multiple dependent claim fees, are required.
- \$ \_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.
- \$ \_\_\_\_\_ for \_\_\_\_\_ dependent claims over 20.
- \$ \_\_\_\_\_ for multiple dependent claim surcharge.
- Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.
- ☐ 3. The oath or declaration:
- ☒ is missing or unexecuted.
  - ☐ does not cover the newly submitted items.
  - ☐ does not identify the application to which it applies.
  - ☐ does not include the city and state or foreign country of applicant's residence.
- An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.
- ☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.
- A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).
- ☐ 7. Your filing receipt was mailed in error because your check was returned without payment.
- ☐ 8. The application does not comply with the Sequence Rules.
- See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."
- ☒ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply**

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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06/02/1999 SARBYA  
01 FC:201  
02 FC:205  
395.00 00  
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